

intended use are fulfilled.” Validation is typically performed in two phases. The first phase provides evidence on general performance of a measurement system for a range of materials that define a matrix class; the second phase (often called “verification”), demonstrates that the requirements for a specific use are met. Both phases are important for scientific and legal defensibility.

More general measurement requirements call for more specific validation processes. A general requirement on accuracy that is specified in a manner independent of technique, method, or instrument should be accompanied by detailed validation for each method of measurement. Conversely, a measurement quality requirement to use a particular procedure can require essentially no validation, as a detailed procedure often includes a complete specification of required quality control activities.

EPA intends to develop processes for validation that allow for an appropriate choice of specificity. For some applications, validation processes may continue to use defined procedures with ongoing quality control. For other applications, validation processes may place emphasis on greater flexibility and include verification that the requirements for a specific use are achieved.

### **(3) Increase Collaboration With Stakeholders To Develop Validation Processes for New Measurement Technology**

Validation required for new technology may be difficult to specify in advance due to the wide variety of performance issues which may be encountered. The Agency anticipates that developing validation processes for applications of new technology will require collaborating with stakeholders to ensure timely development of these processes. During this process, the Agency expects to continue to play a key role in the validation development.

### **(4) Timely Assessment of New or Modified Technologies, Methods, and Procedures**

In the event that the measurement requirements in a program are specific to a technology, method, or procedure, the Agency is committed to the assessment of proposed alternatives to these requirements and to rendering timely decisions of these alternatives when approval is sought.

Today's notice is not a formal agency action, but a statement of the Agency's approach to environmental measurement flexibility. It creates no

rights enforceable by any party in litigation with the United States.

Dated: June 30, 2009.

**Kevin Teichman,**

*Acting EPA Science Advisor.*

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**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[EPA-HQ-OPP-2009-0481; FRL-8429-8]**

### **Proposed Stipulated Injunction Involving Pesticides and Eleven Species Listed as Threatened or Endangered Under the Endangered Species Act; Notice of Availability; Reopening of Comment Period**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice; reopening of comment period.

**SUMMARY:** EPA issued a notice in the **Federal Register** of July 1, 2009, announcing the availability of a proposed Stipulated Injunction that would establish a series of deadlines for the Agency to make “effects determinations” and initiate consultation, as appropriate, with the U.S. Fish and Wildlife Service for certain pesticides in regard to one or more of 11 species found in the greater San Francisco Bay area that are listed as endangered or threatened under the Endangered Species Act. The proposed Stipulated Injunction, if entered by the Court, would resolve a lawsuit brought against EPA by the Center for Biological Diversity in the United States District Court for the Northern District of California. The July 1, 2009 notice provided a 15-day comment period which closed on July 16, 2009. This document reopens the comment period for 30 days.

**DATES:** Comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-0481, must be received on or before August 17, 2009.

**ADDRESSES:** Follow the detailed instructions as provided under **ADDRESSES** in the **Federal Register** document of July 1, 2009.

**FOR FURTHER INFORMATION CONTACT:** Arty Williams, Environmental Fate and Effects Division (7507P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-7695; e-mail address: [williams.arty@epa.gov](mailto:williams.arty@epa.gov).

**SUPPLEMENTARY INFORMATION:** On July 1, 2009 (74 FR 31427) (FRL-8425-1), EPA

issued a notice in the **Federal Register** opening a 15-day comment period on a proposed Stipulated Injunction. The proposed Stipulated Injunction if entered by the United States District Court for the Northern District of California, would resolve a lawsuit brought against EPA by the Center for Biological Diversity (*Center for Biological Diversity v. EPA*, No. C 07-02794 JCS (N.D.Cal.)).

The original comment period closed on July 16, 2009. However, based on comments received, EPA is reopening the comment period for 30 days to allow the public additional time to develop meaningful comments on the proposed Stipulated Injunction. Comments must be received on or before August 17, 2009.

To submit comments, or access the docket, please follow the detailed instructions as provided under **ADDRESSES** in the July 1, 2009 **Federal Register** document. If you have questions, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

### **List of Subjects**

Environmental protection,  
Endangered species.

Dated: July 15, 2009.

**Debra Edwards,**

*Director, Office of Pesticide Programs.*

[FR Doc. E9-17396 Filed 7-17-09; 4:15 pm]

**BILLING CODE 6560-50-S**

## **ENVIRONMENTAL PROTECTION AGENCY**

**EPA-HQ-OPP-2009-0484; FRL-8425-8]**

### **Notice of Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces the Agency's receipt of several initial filings of pesticide petitions proposing the establishment or modification of regulations for residues of pesticide chemicals in or on various commodities.

**DATES:** Comments must be received on or before August 21, 2009.

**ADDRESSES:** Submit your comments, identified by the docket identification (ID) number and the pesticide petition number (PP) for the petition of interest as shown in the body of this document, by one of the following methods: